



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
WESTERN REGION**

Honolulu Office
P.O. Box 971030
Waipahu, Hawaii 96797-1030

February 6, 2014

Corporate Air
Honolulu, HI 96819

NOTICE OF UNLICENSED OPERATION

Case Number: EB-FIELDWR-14-00013438
Document Number: W201432860001

On January 30, 2014, in response to a complaint, an agent from the Enforcement Bureau's Honolulu Office, using direction finding methods, located an active Emergency Locator Transmitter (ELT) in a box on a shelf stored inside the maintenance office of the Corporate Air hangar located at 134 Nakolo Place in Honolulu, Hawaii. The ELT had been activated by Corporate Air, and was inadvertently allowed to transmit continuously on 243 MHz causing interference to the FAA tower communications. At the time of the investigation, there was no indication of any threat to safety of life and property.

ELTs are normally associated with an aircraft. An aircraft station is licensed by rule and normally does not need an individual license issued by the FCC. However, as there was no associated aircraft and Commission records show that no license was issued for operation of this ELT, the ELT operation was in violation of 47 U.S.C. § 301.

You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator of this illegal operation to severe penalties, including, but not limited to, substantial monetary forfeitures, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (See 47 U.S.C. §§ 401, 501, 503 and 510.)

UNAUTHORIZED OPERATION OF THIS RADIO TRANSMITTING DEVICE MUST CEASE IMMEDIATELY.

You may respond with any information you believe relevant to this warning within (10) days from the date of this warning. Your response should be sent to the address in the letterhead and reference the listed case number and document number. Under the Privacy Act of 1974, we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules.¹ This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Ryan Hagihara
Resident Agent
Honolulu Office

Attachments:

Excerpts from the Communications Act of 1934, As Amended
Enforcement Bureau, "Inspection Fact Sheet", March 2005

¹ 5 U.S.C. § 552a(e)(3).